IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.1027 of 2007
SHYAM NANDAN MAHTO & ANR
Versus
THE STATE OF BIHAR & ORS
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2 12.11.2008 Heard the learned counsel for the parties.

In the instant writ application the petitioners pray for quashing the F.I.R. of Halsi P.S. Case No.93/07 dated 5.10.2007 under sections 420,120(B), 406 and 409/34 of I.P.C.

The learned counsel for the petitioners has drawn my attention to Annexure-2 as to the allegation contained in the F.I.R.

The learned counsel for the State has filed counter affidavit stating that the work has not been completed and , in fact, the petitioners have not come out with clean hands.

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On perusal of the record I find no merit in this writ application.

This writ application is, accordingly, dismissed.

However, it would be open to the petitioner, if so advised, to move an appropriate application after submission of the chargesheet and order taking cognizance.

Anilksinha **(Samarendra Pratap Singh,J.)**